

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ronca )  
Serial No.: 10/827,203 )  
Filing Date: April 19, 2004 ) Confirmation No. 2339  
)  
Group Art Unit: 2624 )  
Examiner: Yon Jung Couso )  
)  
Attorney Docket: 0307090.0123 )  
)  
Title: IMAGE AND DATA PROCESSING SYSTEM )  
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Commissioner for Patents  
Office of Petitions  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION TO EXPUNGE PART OF ORIGINAL DISCLOSURE  
(M.P.E.P. § 724.05 IV, 37 C.F.R. § 1.183)**

Sir:

Applicant hereby petitions to suspend the rules under 37 C.F.R. § 1.183 and to expunge original Figures 10, 11, 12, 13, 14, 16, 18, 24, 25, 26, 27, 29 and 30 or in the alternative, all the original drawings in the application, which have been supplanted by the formal drawings submitted with the amendment filed on September 28, 2007.

Justice requires the waiver of the requirements of 37 C.F.R. § 1.59(a) since the original drawings were inadvertently submitted including confidential information of the real party in interest in this application, namely, Bank of America Corporation, which is the assignee of the present application. This confidential information includes actual information regarding customers and employees of the assignee, which was set out as examples. In at least some cases, public disclosure of this information is restricted by law. The recently filed replacement drawings are nearly identical in every respect, save that the information in question has been replaced with "dummy" information to protect the privacy of employees and customers of the assignee, and the drawings were formalized.

A similar petition was filed and granted in the parent application (application serial number 10/284,607, now abandoned). Applicant has included/submitted the required petition fee. Should Applicant be mistaken as to the fee, you are authorized to charge deposit account 13-4365 for the shortfall, or credit said account for any overpayment.

Respectfully submitted,

Date: October 5, 2007

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**PETITION FEE****Under 37 CFR 1.17(f), (g) & (h)  
TRANSMITTAL**

(Fees are subject to annual revision)

Send completed form to: Commissioner for Patents  
P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	10/827,203
Filing Date	April 19, 2004
First Named Inventor	James G. RONCA et al.
Art Unit	2624
Examiner Name	Yon Jung Couso
Attorney Docket Number	0307090.0123

Enclosed is a petition filed under 37 CFR 1.183 that requires a processing fee (37 CFR 1.17(f), (g), or (h)). Payment of \$\_\_\_\_\_ is enclosed.

This form should be included with the above-mentioned petition and faxed or mailed to the Office using the appropriate Mail Stop (e.g., Mail Stop Petition), if applicable. For transmittal of processing fees under 37 CFR 1.17(l), see form PTO/SB/17l.

**Payment of Fees** (small entity amounts are NOT available for the petition fees)

- The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 13-4365:
- petition fee under 37 CFR 1.17(f), (g) or (h)     any deficiency of fees and credit of any overpayments  
Enclose a duplicative copy of this form for fee processing.
- Check in the amount of \$\_\_\_\_\_ is enclosed.
- Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.

**Petition Fees under 37 CFR 1.17(f): Fee \$400 Fee Code 1462**

For petitions filed under:

- § 1.36(e) - for revocation of a power of attorney by fewer than all applicants
- § 1.52(e) - to accord a filing date.
- § 1.57(e) - to record a filing date.
- § 1.182 - for decision on a question not specifically provided for.
- § 1.163 - to suspend the rules.
- § 1.378(e) - for reconsideration of decision on petition refusing to accept delayed payment of maintenance fee in an expired patent.
- § 1.741(b) - to accord a filing date to an application under § 1.740 for extension of a patent term.

**Petition Fees under 37 CFR 1.17(g): Fee \$200 Fee Code 1463**

For petitions filed under:

- § 1.12 - for access to an assignment record.
- § 1.14 - for access to an application record.
- § 1.15 - for access to an application record of the inventors or a person not the inventor.
- § 1.89 - for expungement of information.
- § 1.103(a) - to suspend action in an application.
- § 1.136(b) - for review of a request for extension of time when the provisions of section 1.136(e) are not available.
- § 1.285 - for review of refusal to publish a statutory invention registration.
- § 1.298 - to withdraw a request for publication of a statutory invention registration filed on or after the date the notice of intent to publish issued.
- § 1.377 - for review of decision refusing to accept and record payment of a maintenance fee filed prior to expiration of a patent.
- § 1.550(c) - for patent owner requests for extension of time in ex parte reexamination proceedings.
- § 1.196 - for patent owner requests for extension of time in inter partes reexamination proceedings.
- § 6.112 - for expedited handling of a foreign filing license.
- § 6.115 - for changing the scope of a license.
- § 6.25 - for retroactive license.

**Petition Fees under 37 CFR 1.17(h): Fee \$130 Fee Code 1464**

For petitions filed under:

- § 1.18(g) - to request documents in a form other than that provided in this part.
- § 1.84 - for accepting color drawings or photographs.
- § 1.81 - for entry of a model or exhibit.
- § 1.102(d) - to make an application special.
- § 1.138(c) - to expressly abandon an application to avoid publication.
- § 1.313 - to withdraw an application from issue.
- § 1.314 - to defer issuance of a patent.

Signature

Steven B. Phillips

Typed or printed name

October 5, 2007

Date

37,911

Registration No., if applicable

This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) applications. Collection of information is authorized by 35 U.S.C. 122(b)(2) and 37 CFR 1.17. This form is estimated to take 5 minutes to complete, including gathering, preparing, and submitting the completed application forms to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

## Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.